

***MOSCOW FIRE CHIEF
NOTICE OF SEVERE FIRE THREAT
and BAN ON ALL FIREWORKS***

WHEREAS, Idaho Code Title 39, Chapter 26 regulates the use and sale of fireworks; and

WHEREAS, Idaho Code §39-2606 authorizes the sale and use of nonaerial common fireworks beginning at midnight June 23 and ending at midnight July 5; and

WHEREAS, Idaho Code §39-2609 permits county commissions or those with “authority having jurisdiction” to ban the use of fireworks in any area that constitutes a severe fire threat based on the vegetative conditions during the current fire season; and

WHEREAS, Idaho Code §39-2602(1) defines the city fire department as one with authority having jurisdiction for fire protection within the City of Moscow; and

WHEREAS, pursuant to Moscow City Code Title 2, Chapter 8, the City of Moscow contracts with the Moscow Volunteer Fire Department for fire prevention, fire suppression and other services; and

WHEREAS, Moscow City Code Title 2, Chapter 8, Sec. 8-1, established the office of Fire Chief, which office shall be filled by appointment of the Mayor, with consent of the Council and with the advice and consent of the Moscow Volunteer Fire Department membership; and

WHEREAS, the City of Moscow is part of the Northern Uplands Region, which according to the Idaho Department of Lands is currently designated as “Extreme” risk for fire; and

WHEREAS, the Moscow Fire Chief has been monitoring the fire threat and has determined that conditions are such that there is a severe fire threat based on the vegetative conditions;

NOW, THEREFORE, I, Brian Nickerson, having the authority vested in me as the Fire Chief of the City of Moscow, Idaho, and the Moscow Volunteer Fire Department, do hereby find that the current conditions within the city limits constitutes a severe fire threat based on the vegetative conditions and find that the use of any type of fireworks within city limits constitutes a threat to the health and safety of the people.

I therefore, pursuant to the authority vested in me as the “authority having jurisdiction” under Idaho Code 39-2609 and 39-2602(1), ban the use of any fireworks within Moscow City limits until further notice. Furthermore, a violation of this ban would constitute a misdemeanor pursuant to I.C. 39-2609(4).

IN WITNESS WHEREOF, I have hereunto set my hand on this 2nd day of July, 2021.




Brian Nickerson, Fire Chief

ATTEST:


Taylor Riedner, Deputy City Clerk